

## MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned of CARLA JO  
Scott E. Ralbusky and, Michael F. Ralbusky

of

RR 3 BOX 242DD, Wheeling, WV 26003

as Lessor and

**TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143**, as Lessee, entered into an Oil and Gas Lease as of the 14 day of February, 2009. Said lease covers all that certain tract of land situate in the District of Union, in Marshall County, State of West Virginia, bounded and described generally as follows:

On the North by: \_\_\_\_\_

On the East by: \_\_\_\_\_

On the South by: \_\_\_\_\_

On the West by: \_\_\_\_\_

Tax Parcel No: 13-10-43.2, 13-10-43.6

Containing 1.648 acres, more or less, being the same land conveyed by \_\_\_\_\_ and recorded in the records of said county in Book 558, 571, Page 145, 293.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Dated: 14, February, 20 10.

WITNESS:

LESSOR:

Scott E. Ralbusky (SEAL)  
Scott E. RalbuskyCarla Jo Ralbusky (SEAL)  
Carla Jo Ralbusky

Approved by:

Joe Bojalad, President  
TriEnergy Holdings, LLC

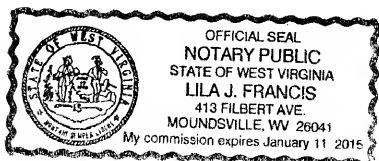
State of West Virginia )

SS:

County of Marshall )

On the 6th 14th day of February October in the year 2009 2010 before me, the undersigned, a Notary Public in and for said state, personally appeared SCOTT E. RALBUSKY personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: Jan 11 2015Lila J. Francis  
Notary Public

Notary Public

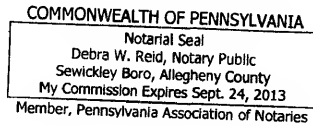
State/Commonwealth of: Pennsylvania CORPORATION  
County of: Allegheny ss:

Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad, the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Sewickley this 13th day of April, 2010.

My Commission expires: 9/24/2013

Debra W. Reid  
Notary Public



Jan Pest  
MARSHALL County 10:08:21 AM  
Instrument No 1284492  
Date Recorded 04/16/2010  
Document Type O&G  
Pages Recorded 2  
Book-Page 699-9  
Recording Fee \$5.00  
Additional \$6.00

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 14th day of February, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 16th day of April, 2010 at 10:08 o'clock A.M.

TESTE: Jan Pest Clerk.